

FIFTY-NINTH DAY
(Monday, May 6, 1991)

The Senate met at 11:00 a.m. pursuant to adjournment and was called to order by the President.

The roll was called and the following Senators were present: Armbrister, Barrientos, Bivins, Brooks, Brown, Carriker, Dickson, Ellis, Glasgow, Green, Haley, Harris of Tarrant, Harris of Dallas, Henderson, Johnson, Krier, Leedom, Lucio, Lyon, Moncrief, Parker, Ratliff, Rosson, Sibley, Sims, Tejeda, Truan, Turner, Whitmire, Zaffirini.

Absent-excused: Montford.

A quorum was announced present.

The Reverend Margaret Henderson, Hope Presbyterian Church, Austin, offered the invocation as follows:

Creator God, our prayers go out this morning for the men and women who work to keep the Senate running, for they all have families and children and significant others in their relationships. We ask You for the kind of love that will sustain them when they are absent, a love which will renew them when they are tired and worn out. We come here today to ask that You give them wisdom, so that they can carry out their decisions not as statistics but as people who are involved, for many issues are at stake: children, budgets, education, and unnamed issues. We ask that You help them to make fair and good decisions. We ask for patience for listening to all sides, and during long and short talks. We ask You to give them courage to do what is right, and not what is popular, that You be with them in the places of need, the places that You only know. And we ask for Your peace for all Your children. Amen.

On motion of Senator Brooks and by unanimous consent, the reading of the Journal of the proceedings of Friday, May 3, 1991, was dispensed with and the Journal was approved.

LEAVE OF ABSENCE

Senator Montford was granted leave of absence for today on account of important business on motion of Senator Brooks.

CO-AUTHOR OF SENATE BILL 1142

On motion of Senator Brooks and by unanimous consent, Senator Truan will be shown as Co-author of S.B. 1142.

CO-AUTHOR OF SENATE BILL 55

On motion of Senator Ellis and by unanimous consent, Senator Brown will be shown as Co-author of S.B. 55.

CO-AUTHORS OF SENATE BILL 767

On motion of Senator Johnson and by unanimous consent, Senators Ellis and Barrientos will be shown as Co-authors of S.B. 767.

MESSAGE FROM THE HOUSE

House Chamber
May 6, 1991

HONORABLE BOB BULLOCK
PRESIDENT OF THE SENATE

SIR: I am directed by the House to inform the Senate that the House has passed the following:

H.B. 2, Relating to the regulation of the insurance industry and to the punishment for certain criminal offenses relating to the business of insurance and creating certain offenses.

H.B. 683, Relating to eligibility of dependents for coverage under the Texas Employees Uniform Group Insurance Benefits Act.

H.B. 996, Relating to the expenses recoverable by the holder of a worker's lien.

H.B. 1061, Relating to payroll deductions for certain qualified retirement plans.

H.B. 2727, Relating to the creation of a public defender for the 293rd and 365th judicial districts.

H.B. 2812, Relating to the presiding judge of the municipal courts of record in Austin.

H.B. 1931, Relating to the expenditure by certain counties of county funds for certain senior citizens programs.

H.B. 1250, Relating to penalties for violation of Title 79, Subtitle Two, Revised Statutes (Article 5069-2.01 et seq., Vernon's Texas Civil Statutes).

H.B. 1584, Relating to the application of the hotel occupancy tax to permanent residents.

H.B. 2057, Relating to the publication of the Texas Register.

H.B. 1858, Relating to the Special Supplemental Food Program for Women, Infants, and Children; amending Chapter 150, Acts of the 69th Legislature, Regular Session, 1985; and declaring an emergency.

H.B. 754, Relating to insider lease arrangements.

H.B. 507, Relating to certain property omitted from an ad valorem tax appraisal roll and to the correction of certain ad valorem tax appraisal rolls.

H.B. 1770, Relating to volunteer services for the benefit of the Parks and Wildlife Department.

H.B. 2048, Relating to title insurance policy provisions.

H.B. 333, Relating to the deposit and use of certain funds received by the Texas State Board of Pharmacy.

H.B. 1846, Relating to the budget of the county auditor.

H.B. 2255, Relating to the disposition of abandoned or unclaimed property.

H.B. 183, Relating to the offense of overtaking and passing a school bus; providing a penalty.

H.B. 1132, Relating to confidentiality of conversations when one of the parties is hearing impaired.

H.B. 2728, Relating to the authority of the board of directors of the Val Verde Hospital District to contract for management and consulting services.

H.B. 520, Relating to permitting a victim, close relative of a deceased victim, or guardian of a victim to make a statement before pronouncement of sentence in a criminal case.

H.B. 1665, Relating to the purchase of prison-made goods by an agency or political subdivision of the state.

H.B. 1951, Relating to the promotion of tourism as an industry.

H.B. 2271, Relating to the expiration period of emergency orders for protective services for certain incompetent elderly or disabled persons.

H.B. 1753, Relating to the administration of the Van Zandt County Waste Disposal District.

H.B. 2429, Relating to the safe operation of vehicles on highways; creating criminal offenses and providing penalties.

H.B. 2049, Relating to the authority of the Dallas County Flood Control District No. 1 to enter into a tax abatement and to designate a reinvestment zone.

H.B. 1119, Relating to hours of labor of fire fighters in certain municipalities.

H.B. 2277, Relating to Braille instruction for blind or visually impaired students.

H.B. 452, Relating to the location of certain automotive wrecking and salvage yards and junkyards; providing a criminal penalty.

H.B. 2231, Relating to the terms of the board of directors of the DeWitt Medical District.

H.B. 1927, Relating to firemen and policemen pension fund in cities of 400,000 to 600,000.

H.B. 1463, Relating to the creation, administration, powers, duties, and funding of the Headwaters Underground Water Conservation District.

H.B. 2336, Relating to the implementation and operation of programs under the state oil overcharge funds administration.

H.B. 2494, Relating to commercial fishing and the sale or transportation of aquatic products; creating offenses.

H.B. 1935, Relating to a definition of wine coolers, the transportation of wine coolers, and authorizing a single business form to evidence the sale of certain alcoholic beverages.

H.B. 1486, Relating to access to criminal history record information on employees, applicants and volunteers who would be placed in direct contact with persons with mental illness or persons with mental retardation.

H.B. 2053, Relating to the authority to issue temporary licenses under the Texas Hospital Licensing Law (Chapter 241, Health and Safety Code); granting authority for the Texas Board of Health to adopt rules setting temporary license fees; increasing fees authorized for hospital plan review; and declaring an emergency.

H.B. 2699, Relating to apportionment of the state into representative districts.

H.B. 1188, Relating to the offense of aggravated assault on an employee of a county, municipal, or private jail or an employee of the institutional division of the Texas Department of Criminal Justice.

H.B. 1007, Relating to the ability of county commissioners to set load and weight limits on highways.

H.B. 1609, Relating to the authority of a county to regulate the use of certain weapons in the unincorporated area of a county; providing a penalty.

H.B. 2779, Relating to the tax rate and financing of the Chambers County Public Hospital District No. 1.

Respectfully submitted,

BETTY MURRAY, Chief Clerk
House of Representatives

BILLS AND RESOLUTIONS SIGNED

The President announced the signing in the presence of the Senate, after the captions had been read, the following enrolled bills and resolutions:

S.C.R. 11	S.B. 164
S.C.R. 79	S.B. 195
S.C.R. 102	S.B. 211
S.C.R. 103	S.B. 243
S.C.R. 104	S.B. 526
S.C.R. 105	S.B. 589
S.C.R. 109	S.B. 744
S.C.R. 110	S.B. 751
S.C.R. 116	S.B. 878
S.B. 17	S.B. 883
S.B. 54	S.B. 1096
S.B. 76	S.B. 1120
S.B. 94	S.B. 1126
S.B. 100	

REPORT OF STANDING COMMITTEE

Senator Sims submitted the following report for the Committee on Natural Resources:

C.S.S.B. 1103**SENATE BILLS AND RESOLUTION ON FIRST READING**

On motion of Senator Brooks and by unanimous consent, the following resolution was introduced, read first time and referred to the Committee indicated:

S.C.R. 121 by Brooks Administration
Resolving that the State of Texas will take all actions necessary for the full implementation of the Americans with Disabilities Act.

Article III, Section 5 of the Texas Constitution and Senate Rule 7.07(b) having been suspended, the following bills were introduced, read first time and referred to the Committee indicated:

S.B. 1555 by Sims Economic Development
Relating to the dealings of distributors, wholesalers, or certain other persons with a nonprofit holder of a wine and beer retailer's permit.

S.B. 1556 by Brooks Health and Human Services
Relating to the regulation of the practice of acupuncture; providing a penalty.

S.B. 1557 by Brooks Natural Resources
Relating to the regulation of by-product materials and naturally occurring radioactive materials.

S.B. 1558 by Sims Intergovernmental Relations
Relating to the composition of the juvenile board of Medina County.

S.B. 1559 by Sims Natural Resources
Relating to projects of water power control districts.

S.B. 1560 by Truan, Brooks, Zaffirini State Affairs
Relating to the creation of the Office of Minority Health.

S.B. 1561 by Parker Economic Development
Relating to the regulation of electric cooperatives.

S.B. 1562 by Brown State Affairs
Relating to the regulation of outdoor signs in certain areas of certain counties; providing a penalty.

S.B. 1563 by Lyon, Ellis, Harris of Tarrant, Lucio, Sims, Tejeda State Affairs
Relating to the composition of the Board of Pardons and Paroles, the employment of parole commissioners to make certain parole decisions, and to the manner in which decisions regarding population management are made in emergency overcrowding situations in the institutional division of the Texas Department of Criminal Justice.

S.B. 1564 by Turner Finance
Relating to participation in the Teacher Retirement System of Texas.

S.B. 1565 by Armbrister State Affairs
Relating to liability for the fair market value of real property acquired through adverse possession.

S.B. 1566 by Truan Finance
Relating to purposes for which money in the Texas home port trust fund may be used.

S.B. 1567 by Tejeda Jurisprudence
Relating to the creation of four additional county courts at law in Bexar County.

S.B. 1568 by Carriker Economic Development
Relating to the labeling of raw, fresh, or frozen fruits, vegetables, and meats that are produced in a foreign country; providing penalties.

HOUSE BILLS AND RESOLUTION ON FIRST READING

The following bills and resolution received from the House were read the first time and referred to the Committee indicated:

- H.C.R. 96**, To Committee on Administration.
- H.B. 7**, To Committee on Finance.
- H.B. 172**, To Committee on State Affairs.
- H.B. 399**, To Committee on State Affairs.
- H.B. 434**, To Committee on Jurisprudence.
- H.B. 493**, To Committee on Education.
- H.B. 504**, To Committee on Criminal Justice.
- H.B. 549**, To Committee on Criminal Justice.
- H.B. 555**, To Committee on Jurisprudence.
- H.B. 582**, To Committee on State Affairs.
- H.B. 616**, To Committee on Economic Development,
Subcommittee on Insurance.
- H.B. 617**, To Committee on Economic Development,
Subcommittee on Insurance.
- H.B. 686**, To Committee on Education.
- H.B. 851**, To Committee on Intergovernmental Relations.
- H.B. 952**, To Committee on Economic Development,
Subcommittee on Insurance.
- H.B. 1020**, To Committee on Economic Development.
- H.B. 1036**, To Committee on Intergovernmental Relations.
- H.B. 1095**, To Committee on Economic Development.
- H.B. 1113**, To Committee on Economic Development.
- H.B. 1144**, To Committee on Economic Development.
- H.B. 1201**, To Committee on Criminal Justice.
- H.B. 1204**, To Committee on Economic Development,
Subcommittee on Insurance.
- H.B. 1253**, To Committee on Finance.
- H.B. 1345**, To Committee on State Affairs.
- H.B. 1367**, To Committee on Health and Human Services.
- H.B. 1393**, To Committee on State Affairs.
- H.B. 1459**, To Committee on Criminal Justice.
- H.B. 1558**, To Committee on Intergovernmental Relations.

- H.B. 1581**, To Committee on Natural Resources.
H.B. 1583, To Committee on Economic Development,
Subcommittee on Insurance.
H.B. 1586, To Committee on State Affairs.
H.B. 1587, To Committee on Economic Development.
H.B. 1607, To Committee on State Affairs.
H.B. 1639, To Committee on Criminal Justice.
H.B. 1662, To Committee on State Affairs.
H.B. 1766, To Committee on Economic Development.
H.B. 1803, To Committee on Intergovernmental Relations.
H.B. 1809, To Committee on Natural Resources.
H.B. 1839, To Committee on Intergovernmental Relations.
H.B. 2153, To Committee on Economic Development.
H.B. 2411, To Committee on Intergovernmental Relations.
H.B. 2489, To Committee on Intergovernmental Relations.
H.B. 2563, To Committee on Intergovernmental Relations.
H.B. 2570, To Committee on Natural Resources,
Subcommittee on Water.
H.B. 2571, To Committee on Natural Resources.
H.B. 2572, To Committee on Natural Resources,
Subcommittee on Water.
H.B. 2573, To Committee on Natural Resources,
Subcommittee on Water.
H.B. 2724, To Committee on Intergovernmental Relations.
H.B. 2777, To Committee on Intergovernmental Relations.
H.B. 2778, To Committee on Criminal Justice.
H.B. 2780, To Committee on Natural Resources,
Subcommittee on Water.
H.B. 2792, To Committee on Natural Resources.
H.B. 2819, To Committee on Jurisprudence.
H.B. 2823, To Committee on Intergovernmental Relations,
Subcommittee on Urban Affairs.

GUESTS PRESENTED

Senator Krier was recognized and introduced students from the Village Parkway Christian School and Brownie Troop No. 206 of San Antonio.

The Senate welcomed these guests.

CAPITOL PHYSICIAN

Senator Zaffirini was recognized and presented Dr. Donald Kennady of New Braunfels.

Dr. Kennady, participating in the "Capitol Physician" program sponsored by the Texas Academy of Family Physicians, was welcomed by the Senate and received an expression of gratitude for his service today.

GUESTS PRESENTED

Senator Zaffirini was recognized and introduced Dr. Leo Sayavedra, President, and Joe Garcia, Business Manager, of Laredo State University.

The Senate welcomed these guests.

SENATE BILL 1538 ON SECOND READING

On motion of Senator Harris of Dallas and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S.B. 1538, Relating to the regulation of certain business relations.

The bill was read second time and was passed to engrossment by a viva voce vote.

SENATE BILL 1538 ON THIRD READING

Senator Harris of Dallas moved that the Constitutional Rule and Senate Rule 7.20 requiring bills to be read on three several days be suspended and that **S.B. 1538** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Montford.

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0. (Same as previous roll call)

**COMMITTEE SUBSTITUTE
HOUSE BILL 270 ON SECOND READING**

On motion of Senator Haley and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

C.S.H.B. 270, Relating to the certification and licensing of real estate appraisers and the powers and duties of the Texas Appraiser Licensing and Certification Board; providing a penalty.

The bill was read second time and was passed to third reading by a viva voce vote.

**COMMITTEE SUBSTITUTE
HOUSE BILL 270 ON THIRD READING**

Senator Haley moved that the Constitutional Rule and Senate Rule 7.20 requiring bills to be read on three several days be suspended and that **C.S.H.B. 270** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Montford.

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0. (Same as previous roll call)

HOUSE BILL 670 ON SECOND READING

On motion of Senator Leedom and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H.B. 670, Relating to certain reciprocal arrangements for the collection of overpayments of unemployment benefits.

The bill was read second time and was passed to third reading by a viva voce vote.

HOUSE BILL 670 ON THIRD READING

Senator Leedom moved that the Constitutional Rule and Senate Rule 7.20 requiring bills to be read on three several days be suspended and that **H.B. 670** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Montford.

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0. (Same as previous roll call)

HOUSE BILL 1214 ON SECOND READING

On motion of Senator Armbrister and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H.B. 1214, Relating to the petroleum storage tank remediation fund.

The bill was read second time.

Senator Ratliff offered the following amendment to the bill:

Amend **H.B. 1214** as follows:

(1) Following Section 8 of the bill (Committee Printing page 6, between lines 37 and 38), add a new Section 9 to read as follows:

SECTION 9. Section 10, Chapter 244, Acts of the 71st Legislature, Regular Session (Article 8900, Vernon's Texas Civil Statutes), is repealed.

(2) Renumber subsequent sections appropriately.

The amendment was read and was adopted by a viva voce vote.

On motion of Senator Armbrister and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to third reading by a viva voce vote.

HOUSE BILL 1214 ON THIRD READING

Senator Armbrister moved that the Constitutional Rule and Senate Rule 7.20 requiring bills to be read on three several days be suspended and that **H.B. 1214** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Montford.

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0. (Same as previous roll call)

**COMMITTEE SUBSTITUTE
SENATE BILL 429 ON SECOND READING**

On motion of Senator Green and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

C.S.S.B. 429, Relating to the continuation and composition of the Texas Board of Architectural Examiners and the board's functions regarding architects, landscape architects, and interior designers; providing a penalty.

The bill was read second time.

Senator Green offered the following amendment to the bill:

Floor Amendment No. 1

Amend **C.S.S.B. 429** as follows:

In **SECTION 1** of **C.S.S.B. 429**, amend subsection (3) of Sec. 4 of Article 249e to read as follows:

“(3) prohibit an employee of a registered interior designer or a registered architect from performing interior design services under the control, instruction or supervision of the registered interior designer or the registered architect.”

Amend **SECTION 2** of **C.S.S.B. 429** by amending Sec. 10 of Article 249a by adding a new subsection (j) to read as follows:

“(j) Nothing in this Act shall be construed to prohibit a registered professional engineer who is a graduate of a college with an architectural engineer degree from using the title “architectural engineer.”

Amend **SECTION 2** of **C.S.S.B. 429** by adding a new subsection (c) to Sec. 16 of Article 249a to read as follows:

“(c) This section shall not prevent, limit or restrict any professional engineer licensed under the laws of this State from performing any act, service or work within the definition of the practice of professional engineering as defined by the Texas Engineering Practice Act.”

The amendment was read and was adopted by a viva voce vote.

Senator Green offered the following amendment to the bill:

Floor Amendment No. 2

Amend **C.S.S.B. 429** on page 7, line 54, by striking “September 1, 2003 [1991].” and substituting “December 31 [September 1], 1991. The abolition date prescribed by this subsection does not require the Sunset Advisory Commission to conduct any review or prepare any report other than the review undertaken before the convening of the 72nd Legislature, Regular Session, 1991, or the report submitted to that legislature.”

The amendment was read and was adopted by a viva voce vote.

On motion of Senator Green and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment by a viva voce vote.

**COMMITTEE SUBSTITUTE
SENATE BILL 429 ON THIRD READING**

Senator Green moved that the Constitutional Rule and Senate Rule 7.20 requiring bills to be read on three several days be suspended and that C.S.S.B. 429 be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 1.

Nays: Bivins.

Absent-excused: Montford.

The bill was read third time and was passed by a viva voce vote.

RECORD OF VOTE

Senator Bivins asked to be recorded as voting "Nay" on the final passage of the bill.

SENATE BILL 1539 ON SECOND READING

On motion of Senator Turner and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S.B. 1539, Relating to the regulation of the sale and titling of manufactured housing and manufactured housing credit transactions.

The bill was read second time.

Senator Turner offered the following committee amendment to the bill:

Amend Section 1 of S.B. 1539 to read as follows:

SECTION 1. Section 8, Texas Manufactured Housing Standards Act (Article 5221f, Vernon's Texas Civil Statutes), is amended by adding Subsection (h) to read as follows:

(h) Notwithstanding any provisions of this section to the contrary, the commissioner, following a written application by the purchaser or transferee, may expressly authorize in writing a registered retailer to sell or exchange a used manufactured home which is not or may not be habitable to or with governmental housing agencies or authorities or to nonprofit organizations providing housing for the homeless. As a part of the application the purchaser or transferee must certify to the receipt of a written notice that the home is not or may not be habitable. The form of such written notice shall be prepared by the consumer protection division of the attorney general's office and approved by the commissioner. The purchaser or transferee shall not occupy the home or allow the home to be occupied as a residence or dwelling until such time as any necessary repairs to make the home habitable have been completed.

The committee amendment was read and was adopted by a viva voce vote.

On motion of Senator Turner and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment by a viva voce vote.

SENATE BILL 1539 ON THIRD READING

Senator Turner moved that the Constitutional Rule and Senate Rule 7.20 requiring bills to be read on three several days be suspended and that S.B. 1539 be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Montford.

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0. (Same as previous roll call)

SENATE BILL 786 ON SECOND READING

On motion of Senator Sims and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S.B. 786, Relating to the amount of a civil penalty the Texas Water Commission may assess under the Solid Waste Disposal Act.

The bill was read second time and was passed to engrossment by a viva voce vote.

SENATE BILL 786 ON THIRD READING

Senator Sims moved that the Constitutional Rule and Senate Rule 7.20 requiring bills to be read on three several days be suspended and that S.B. 786 be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Montford.

The bill was read third time and was passed by a viva voce vote.

SENATE BILL 616 ON SECOND READING

On motion of Senator Barrientos and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S.B. 616, Relating to the administration of the Crime Victims Compensation Act by the attorney general.

The bill was read second time and was passed to engrossment by a viva voce vote.

SENATE BILL 616 ON THIRD READING

Senator Barrientos moved that the Constitutional Rule and Senate Rule 7.20 requiring bills to be read on three several days be suspended and that S.B. 616 be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Montford.

The bill was read third time and was passed by a viva voce vote.

PRESIDENT RECUSED

The President of the Senate recused himself during the consideration of C.S.S.B. 837. Senator Brown occupied the Chair.

COMMITTEE SUBSTITUTE SENATE BILL 837 ON SECOND READING

On motion of Senator Harris of Tarrant and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

C.S.S.B. 837, Relating to the regulation of the treatment of chemical dependency; providing a civil penalty.

The bill was read second time.

Senator Moncrief offered the following amendment to the bill:

Amend C.S.S.B. 837 as follows:

(1) In SECTION 1 delete subdivision (4) in its entirety and renumber the remaining subdivisions accordingly (Committee Printing page 1, lines 40-42);

(2) In SECTION 3(b)(4) after the word "licensed" delete the words "member of another counseling profession, including a licensed" (Committee Printing page 2, lines 17 and 18);

(3) In SECTION 12(a)(1) after the words "the term" and before the words "chemical dependency counselor" delete the word "licensed" (Committee Printing page 4, line 24).

The amendment was read and was adopted by a viva voce vote.

On motion of Senator Harris of Tarrant and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment by a viva voce vote.

COMMITTEE SUBSTITUTE SENATE BILL 837 ON THIRD READING

Senator Harris of Tarrant moved that the Constitutional Rule and Senate Rule 7.20 requiring bills to be read on three several days be suspended and that C.S.S.B. 837 be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Montford.

The bill was read third time and was passed by a viva voce vote.

RECORD OF VOTE

Senator Johnson asked to be recorded as voting "Nay" on the final passage of the bill.

SENATE BILL 240 ON SECOND READING

On motion of Senator Carriker and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S.B. 240, Relating to state employee training.

The bill was read second time and was passed to engrossment by a viva voce vote.

SENATE BILL 240 ON THIRD READING

Senator Carriker moved that the Constitutional Rule and Senate Rule 7.20 requiring bills to be read on three several days be suspended and that **S.B. 240** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Montford.

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0. (Same as previous roll call)

SENATE BILL 893 ON SECOND READING

On motion of Senator Tejeda and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S.B. 893, Relating to authorizing a sheriff to grant commutation of time to a county jail inmate who receives a high school equivalency certificate while confined.

The bill was read second time and was passed to engrossment by a viva voce vote.

SENATE BILL 893 ON THIRD READING

Senator Tejeda moved that the Constitutional Rule and Senate Rule 7.20 requiring bills to be read on three several days be suspended and that **S.B. 893** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 1.

Nays: Harris of Tarrant.

Absent-excused: Montford.

The bill was read third time and was passed by the following vote: Yeas 29, Nays 1. (Same as previous roll call)

COMMITTEE SUBSTITUTE**SENATE BILL 918 ON SECOND READING**

On motion of Senator Leedom and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

C.S.S.B. 918, Relating to recovery of certain retirement benefits by a public retirement system.

The bill was read second time and was passed to engrossment by a viva voce vote.

**COMMITTEE SUBSTITUTE
SENATE BILL 918 ON THIRD READING**

Senator Leedom moved that the Constitutional Rule and Senate Rule 7.20 requiring bills to be read on three several days be suspended and that C.S.S.B. 918 be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Montford.

The bill was read third time and was passed by a viva voce vote.

(President in Chair)

SENATE BILL 946 ON SECOND READING

Senator Green asked unanimous consent to suspend the regular order of business to take up for consideration at this time:

S.B. 946, Relating to the length limitations on certain motor vehicles and combinations of vehicles.

There was objection.

Senator Green then moved to suspend the regular order of business and take up **S.B. 946** for consideration at this time.

The motion prevailed by the following vote: Yeas 24, Nays 4.

Yeas: Armbrister, Bivins, Brooks, Brown, Carriker, Dickson, Ellis, Green, Harris of Tarrant, Henderson, Johnson, Krier, Leedom, Lucio, Moncrief, Parker, Ratliff, Sibley, Sims, Tejeda, Truan, Turner, Whitmire, Zaffirini.

Nays: Barrientos, Haley, Lyon, Rosson.

Absent: Glasgow, Harris of Dallas.

Absent-excused: Montford.

The bill was read second time and was passed to engrossment by a viva voce vote.

RECORD OF VOTE

Senator Haley asked to be recorded as voting "Nay" on the passage of the bill to engrossment.

SENATE BILL 946 ON THIRD READING

Senator Green moved that the Constitutional Rule and Senate Rule 7.20 requiring bills to be read on three several days be suspended and that **S.B. 946** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 24, Nays 4.

Yeas: Armbrister, Bivins, Brooks, Brown, Carriker, Dickson, Ellis, Green, Harris of Tarrant, Henderson, Johnson, Krier, Leedom, Lucio, Moncrief, Parker, Ratliff, Sibley, Sims, Tejeda, Truan, Turner, Whitmire, Zaffirini.

Nays: Barrientos, Haley, Lyon, Rosson.

Absent: Glasgow, Harris of Dallas.

Absent-excused: Montford.

The bill was read third time and was passed by the following vote: Yeas 24, Nays 4. (Same as previous roll call)

**COMMITTEE SUBSTITUTE
SENATE BILL 981 ON SECOND READING**

On motion of Senator Sims and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

C.S.S.B. 981, Relating to mitigation of adverse environmental impacts from the construction or maintenance of state highways.

The bill was read second time.

Senator Barrientos offered the following amendment to the bill:

Floor Amendment No. 1

Amend **C.S.S.B. 981** in SECTION 3, Section 4, subsection (c) by renumbering the current language as paragraph (2) and by inserting a new paragraph (1) before that language to read as follows:

(1) The Department shall enter into a memorandum of agreement with the Texas Parks and Wildlife Department to provide for consultation with and recommendations by the Parks and Wildlife Department regarding the need for and adequacy of proposed mitigation measures.

The amendment was read and was adopted by a viva voce vote.

Senator Barrientos offered the following amendment to the bill:

Floor Amendment No. 2

Amend **C.S.S.B. 981** by deleting the term "directly" from the new underlined language in the following sections:

SECTION 2, Sec. 5
SECTION 3, Sec. 4(a)(1)
SECTION 3, Sec. 4(a)(2)
SECTION 3, Sec. 4(b)(1)
SECTION 3, Sec. 4(b)(3)
SECTION 3, Sec. 4(c)

The amendment was read.

On motion of Senator Barrientos and by unanimous consent, the amendment was withdrawn.

Question—Shall the bill be passed to engrossment?

On motion of Senator Sims and by unanimous consent, further consideration of **C.S.S.B. 981** was postponed until a time certain of 11:00 a.m. Tuesday, May 7, 1991.

**COMMITTEE SUBSTITUTE
SENATE BILL 174 ON SECOND READING**

The Senate resumed consideration of **C.S.S.B. 174**. The bill was read second time on Friday, May 3, 1991 and further consideration was postponed until 12:00 p.m. today.

C.S.S.B. 174, Relating to the admissibility of evidence in criminal cases.

Question—Shall the bill be passed to engrossment?

(Senator Parker in Chair)

The bill was passed to engrossment by the following vote: Yeas 18, Nays 12.

Yeas: Armbrister, Bivins, Brown, Green, Harris of Tarrant, Harris of Dallas, Henderson, Krier, Leedom, Lucio, Lyon, Ratliff, Sibley, Sims, Tejeda, Turner, Whitmire, Zaffirini.

Nays: Barrientos, Brooks, Carriker, Dickson, Ellis, Glasgow, Haley, Johnson, Moncrief, Parker, Rosson, Truan.

Absent-excused: Montford.

GUESTS PRESENTED

Senator Krier was recognized and introduced students from the Rainbow Hills Baptist School of San Antonio.

The Senate welcomed these guests.

GUESTS PRESENTED

The Presiding Officer (Senator Parker in Chair) acknowledged the presence of United States Congressman and former Member of the Texas Senate, Charles Wilson.

The Senate welcomed Congressman Wilson.

COMMITTEE SUBSTITUTE

SENATE JOINT RESOLUTION 39 ON SECOND READING

Senator Zaffirini moved to suspend the regular order of business to take up for consideration at this time:

C.S.S.J.R. 39, Proposing a constitutional amendment to exempt from property taxes certain property in an enterprise zone.

The motion prevailed by the following vote: Yeas 29, Nays 1.

Nays: Truan.

Absent-excused: Montford.

The resolution was read second time.

(President in Chair)

Senator Ellis offered the following amendment to the resolution:

Amend **C.S.S.J.R. 39** by striking all below the resolving clause and substituting in lieu thereof the following:

Sec. 1-k. (a) A county, junior college district, or municipality, including a home-rule municipality may exempt tangible personal property from ad valorem taxation if:

(1) the property is acquired in or brought into the state in an enterprise zone to be forwarded outside the state, whether the intention to forward the property outside the state is formed or the destination to which the property is forwarded is specified when the property is acquired or brought into the state in an enterprise zone;

(2) the property is assembled, stored, repaired, maintained, manufactured, processed, or fabricated in the enterprise zone;

(3) the property is transported outside the state not later than 175 days after the date that the person acquired the property or brought it into the state in an enterprise zone; and

(4) the person who acquired the property or brought the property into the state in an enterprise zone is a qualified business.

(b) A county, junior college district, or municipality, including a home-rule municipality, may exempt property under Subsection (a) of this section if the governing body of the county, junior college district, or municipality enters into a written agreement with the qualified business that states the duration of the exemption and the terms upon which the exemption shall be granted. Any official action to exempt property under Subsection (a) of this section must be taken before April 1 of the first year in which the property otherwise would be taxed, and if the action is taken before that time, the exemption applies for the period specified in the written agreement.

(c) In this section, "enterprise zone" means an area that:

(1) has been designated as an enterprise zone by a state agency responsible for economic development; and

(2) meets qualifications established by general law that include the requirement that the area of the designated zone be an area with pervasive poverty, unemployment, and economic distress.

(d) In this section, "qualified business" means a business that meets the qualification established by general law that includes the requirement that the qualified business is actively engaged in a new business in the enterprise zone or is expanding a business that is already active in the enterprise zone.

SECTION 2. This constitutional amendment shall be submitted to the voters at an election to be held November 5, 1991. The ballot shall be printed to provide for voting for or against the proposition: "The constitutional amendment authorizing the exemption from ad valorem taxes of certain property in an enterprise zone."

The amendment was read and was adopted by a viva voce vote.

On motion of Senator Zaffirini and by unanimous consent, the caption was amended to conform to the body of the resolution as amended.

The resolution as amended was passed to engrossment by a viva voce vote.

RECORD OF VOTE

Senator Truan asked to be recorded as voting "Nay" on the passage of the resolution to engrossment.

COMMITTEE SUBSTITUTE

SENATE JOINT RESOLUTION 39 ON THIRD READING

Senator Zaffirini moved that the Constitutional Rule and Senate Rule 7.20 requiring bills to be read on three several days be suspended and that C.S.S.J.R. 39 be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 1.

Nays: Truan.

Absent-excused: Montford.

The resolution was read third time and was passed by the following vote: Yeas 29, Nays 1. (Same as previous roll call)

**COMMITTEE SUBSTITUTE
SENATE BILL 1468 ON SECOND READING**

On motion of Senator Glasgow and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

C.S.S.B. 1468, Relating to establishing the Texas Institute for Applied Environmental Research at Tarleton State University.

The bill was read second time and was passed to engrossment by a viva voce vote.

**COMMITTEE SUBSTITUTE
SENATE BILL 1468 ON THIRD READING**

Senator Glasgow moved that the Constitutional Rule and Senate Rule 7.20 requiring bills to be read on three several days be suspended and that **C.S.S.B. 1468** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Montford.

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0. (Same as previous roll call)

GUESTS PRESENTED

Senator Zaffirini was recognized and introduced students from Pearsall Intermediate School and their teachers.

The Senate welcomed these guests.

HOUSE BILL 903 ON SECOND READING

On motion of Senator Tejeda and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H.B. 903, Relating to employment contracts or terms of employment of a person appointed or hired by certain hospital districts.

The bill was read second time and was passed to third reading by a viva voce vote.

HOUSE BILL 903 ON THIRD READING

Senator Tejeda moved that the Constitutional Rule and Senate Rule 7.20 requiring bills to be read on three several days be suspended and that **H.B. 903** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Montford.

The bill was read third time and was passed by a viva voce vote.

SENATE BILL 1489 ON SECOND READING

On motion of Senator Bivins and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S.B. 1489, Relating to the transfer of the administration of certain safety promotion and injury reporting programs from the office of the attorney general.

The bill was read second time and was passed to engrossment by a viva voce vote.

SENATE BILL 1489 ON THIRD READING

Senator Bivins moved that the Constitutional Rule and Senate Rule 7.20 requiring bills to be read on three several days be suspended and that S.B. 1489 be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Montford.

The bill was read third time and was passed by a viva voce vote.

SENATE BILL 1509 ON SECOND READING

On motion of Senator Harris of Tarrant and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S.B. 1509, Relating to the authority of a domestic relations office to obtain certain records from the Department of Public Safety and the Texas Employment Commission; providing a penalty.

The bill was read second time and was passed to engrossment by a viva voce vote.

SENATE BILL 1509 ON THIRD READING

Senator Harris of Tarrant moved that the Constitutional Rule and Senate Rule 7.20 requiring bills to be read on three several days be suspended and that S.B. 1509 be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Montford.

The bill was read third time and was passed by a viva voce vote.

SENATE BILL 1547 ON SECOND READING

On motion of Senator Turner and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S.B. 1547, Relating to qualifications of a school for an exemption from ad valorem taxation and authorizing late application by a school for an exemption.

The bill was read second time.

Senator Turner offered the following amendment to the bill:

Amend **S.B. 1547** by striking all below the enacting clause and insert the following:

SECTION 1. Section 11.42(a), Tax Code, is amended to read as follows:

(a) Except as provided by Subsection (b) of this section and by Sections [Section] 11.421 and 11.422 [of this code], eligibility for and amount of an exemption authorized by this chapter for any tax year are determined by a claimant's qualifications on January 1. A person who does not qualify for an exemption on January 1 of any year may not receive the exemption that year.

SECTION 2. Subchapter C, Chapter 11, Tax Code, is amended by adding Section 11.422 to read as follows:

Sec. 11.422. QUALIFICATION OF A SCHOOL. (a) If the chief appraiser denies a timely filed application for an exemption under Section 11.21 for a school that otherwise qualified for the exemption on January 1 of the year but that did not satisfy the requirements of Subsection (d)(3) of that section on that date, the school is eligible for the exemption for the tax year if the school:

(1) satisfies the requirements of Section 11.21(d)(3) before the later of the following dates:

(A) July 1 of the year for which the exemption applies;

or

(B) the 30th day after the date the chief appraiser notifies the school of its failure to comply with those requirements; and

(2) within the time provided by Subdivision (1) of this subsection, files with the chief appraiser a new completed application for the exemption together with an affidavit stating that the school has complied with the requirements of Section 11.21(d)(3).

(b) If the chief appraiser cancels an exemption for a school under Section 11.21 of this code that was erroneously allowed in a tax year because the appraiser determines that the school did not satisfy the requirements of Section 11.21(d)(3) on January 1 of that year, the organization is eligible for the exemption for that tax year if the school:

(1) was otherwise qualified for the exemption;

(2) satisfies the requirements of Section 11.21(d)(3) on or before the 30th day after the date the chief appraiser notifies the school of the cancellation; and

(3) in the time provided in Subdivision (2) of this subsection files with the chief appraiser a new completed application stating that the school has complied with the requirements of Section 11.21(d)(3).

SECTION 3. Subchapter C, Chapter 11, Tax Code, is amended by adding Section 11.434 to read as follows:

Sec. 11.434. LATE APPLICATION FOR A SCHOOL EXEMPTION. (a) The chief appraiser shall accept or deny an application for an exemption under Section 11.21 after the filing deadline provided by Section 11.43 if the application is filed not later than December 31 of the sixth year after the year in which the taxes for which the exemption is claimed were imposed.

(b) The chief appraiser may not approve a late application for an exemption filed under this section if the taxes imposed on the property for the year for which the exemption is claimed are paid before the application is filed.

(c) If a late application is approved after approval of the appraisal records for the year for which the exemption is granted, the chief appraiser shall notify the collector for each taxing unit in which the property was taxable in the year for which the exemption is granted. The collector shall deduct from the school's tax bill the amount of tax imposed on the property for that year if the tax has not been paid and any unpaid penalties and accrued interest relating to that tax. The collector may not refund taxes, penalties, or interest paid on the property for which an exemption is granted under this section.

(d) An application may not be filed under this section after December 31, 1992.

SECTION 4. This Act takes effect September 1, 1991.

SECTION 5. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended.

The amendment was read and was adopted by a viva voce vote.

On motion of Senator Turner and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment by a viva voce vote.

SENATE BILL 1547 ON THIRD READING

Senator Turner moved that the Constitutional Rule and Senate Rule 7.20 requiring bills to be read on three several days be suspended and that S.B. 1547 be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Montford.

The bill was read third time and was passed by a viva voce vote.

HOUSE BILL 176 ON SECOND READING

On motion of Senator Glasgow and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H.B. 176, Relating to the boundaries of the DeLeon Hospital District; authorizing the levy of a property tax.

The bill was read second time and was passed to third reading by a viva voce vote.

HOUSE BILL 176 ON THIRD READING

Senator Glasgow moved that the Constitutional Rule and Senate Rule 7.20 requiring bills to be read on three several days be suspended and that H.B. 176 be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Montford.

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0. (Same as previous roll call)

COMMITTEE SUBSTITUTE HOUSE BILL 393 ON SECOND READING

On motion of Senator Sims and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

C.S.H.B. 393, Relating to the terms of directors of the Coke County and Sutton County Underground Water Conservation Districts.

The bill was read second time and was passed to third reading by a viva voce vote.

COMMITTEE SUBSTITUTE HOUSE BILL 393 ON THIRD READING

Senator Sims moved that the Constitutional Rule and Senate Rule 7.20 requiring bills to be read on three several days be suspended and that C.S.H.B. 393 be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Montford.

The bill was read third time and was passed by a viva voce vote.

SENATE BILL 1554 ON SECOND READING

On motion of Senator Parker and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S.B. 1554, Relating to establishing the Texas Academy of Leadership in the Humanities at Lamar University.

The bill was read second time.

Senator Parker offered the following committee amendment to the bill:

Amend **S.B. 1554** as follows:

(1) On page 1, line 14, change "Lamar University" to "Lamar University-Beaumont";

(2) On page 2, line 20, strike "a public"; and

(3) On page 4, line 3, after "COMPLETION", strike the rest of lines 3-5, and substitute the following: "A student of the academy may attend a college course offered by Lamar University and receive college credit for that course."

The committee amendment was read and was adopted by a viva voce vote.

On motion of Senator Parker and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment by a viva voce vote.

SENATE BILL 1554 ON THIRD READING

Senator Parker moved that the Constitutional Rule and Senate Rule 7.20 requiring bills to be read on three several days be suspended and that **S.B. 1554** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Montford.

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0. (Same as previous roll call)

SENATE BILL 516 WITH HOUSE AMENDMENT

Senator Barrientos called **S.B. 516** from the President's table for consideration of the House amendment to the bill.

The President laid the bill and the House amendment before the Senate.
Floor Amendment - Hilderbran

Amend **S.B. 516** on page 1, by inserting the words "county or" before the word "municipal" on lines 10, 12, 18, and 21.

Senator Barrientos moved to concur in the House amendment to **S.B. 516**.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Montford.

SENATE BILL 299 WITH HOUSE AMENDMENT

Senator Brown called S.B. 299 from the President's table for consideration of the House amendment to the bill.

The President laid the bill and the House amendment before the Senate.

Committee Amendment - Bosse

Amend S.B. 299 by substituting the following:

A BILL TO BE ENTITLED
AN ACT

relating to the authority of a commissioners court to establish direct electronic access to certain county and district court records.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Chapter 191, Local Government Code, is amended by adding Section 191.008 to read as follows:

Sec. 191.008. AUTHORITY TO ESTABLISH COMPUTERIZED ELECTRONIC INFORMATION SYSTEM. (a) The commissioners court of a county by order may provide for the establishment and operation of a computerized electronic information system through which it may provide on a contractual basis direct access to information that relates to all or some county and precinct records and records of the district courts and courts of appeals having jurisdiction in the county, that is public information, and that is stored or processed in the system. The commissioners court may make records available through the system only if the custodian of the records agrees in writing to allow public access under this section to the records.

(b) The commissioners court may:

(1) provide procedures for the establishment, maintenance, and operation of the information system;

(2) establish eligibility criteria for users;

(3) delineate the public information to be available through the system;

(4) set a reasonable fee, charged under a contract, for use of the system; and

(5) consolidate billing and collection of fees and payments under one county department or office.

(c) The commissioners court may contract with a person, or other governmental agency, for the development, acquisition, maintenance, or operation of:

(1) the information system or any component of the information system, including telecommunication services necessary for access to the system; and

(2) billing and collection services for the system.

SECTION 2. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

Senator Brown moved to concur in the House amendment to S.B. 299.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Montford.

SENATE RULE 11.11 SUSPENDED

On motion of Senator Lyon and by unanimous consent, Senate Rule 11.11 was suspended in order that the Subcommittee on Health Services might consider S.B. 1341 today.

MEMORIAL RESOLUTION

H.C.R. 204 - (Brooks): In memory of Navy Captain Manley Lanier "Sonny" Carter, Jr., of Clear Lake City.

CONGRATULATORY RESOLUTIONS

H.C.R. 221 - (Johnson): Commending the cities of Dallas and Fort Worth for hosting the Southwest Stars & Stripes Salute, and welcoming all participants.

S.R. 655 - By Glasgow: Recognizing Doctor of the Day, Ty Lee Gore, M.D., of Mineral Wells and expressing gratitude for his invaluable services.

S.R. 659 - By Brown: Recognizing Mrs. Helen McCarley Hood of Lake Jackson on the occasion of her 100th birthday.

S.R. 660 - By Brown: Extending congratulations to the Brazoswood High School girls basketball team, the Lady Bucs, for its splendid 1990-1991 season.

S.R. 661 - By Parker: Commending the fourth grade class of Orangefield Elementary School and their inspiring teacher, Laurie Beard, for their noble ideals and deeds.

S.R. 662 - By Parker: Recognizing Jack Hayes for his outstanding work as a Doctors Hospital Auxiliary volunteer.

S.R. 663 - By Moncrief: Recognizing Izean F. Davidson for her 50 years of dedicated service to the Fort Worth community.

S.R. 664 - By Turner: Recognizing Martha Hause of Cameron on the occasion of her 101st birthday.

S.R. 665 - By Turner: Recognizing Mrs. Ethel "Mulla" Hill of Huntsville on the occasion of her 97th birthday.

S.R. 666 - By Turner: Extending congratulations to Mr. and Mrs. T. J. "Hap" Rosson of Georgetown on the occasion of their 50th wedding anniversary.

S.R. 667 - By Turner: Recognizing Mrs. Dora Williams on the occasion of her 105th birthday.

S.R. 668 - By Turner: Extending congratulations to Mr. and Mrs. L. A. White, Sr., of Taylor on the occasion of their 50th wedding anniversary.

S.R. 669 - By Turner: Extending congratulations to Mr. and Mrs. Charlie Matcek of Wharton on the occasion of their 50th wedding anniversary.

S.R. 670 - By Turner: Extending congratulations to Mr. and Mrs. Chester W. Hudson of Rock Island on the occasion of their 50th wedding anniversary.

S.R. 671 - By Turner: Extending congratulations to Mr. and Mrs. Gilmor Oswald of Lola on the occasion of their 50th wedding anniversary.

ADJOURNMENT

On motion of Senator Brooks, the Senate at 1:04 p.m. adjourned until 11:00 a.m. tomorrow.

APPENDIX

Sent to Governor
(May 6, 1991)

S.C.R. 11
S.C.R. 79
S.C.R. 102
S.C.R. 103
S.C.R. 104
S.C.R. 105
S.C.R. 107
S.C.R. 109
S.C.R. 110
S.C.R. 116
S.B. 17
S.B. 54
S.B. 76
S.B. 94
S.B. 100
S.B. 164
S.B. 195
S.B. 211
S.B. 243
S.B. 438
S.B. 526
S.B. 589
S.B. 744
S.B. 751
S.B. 811
S.B. 878
S.B. 883
S.B. 1096
S.B. 1120
S.B. 1126
S.B. 1166

SIXTIETH DAY

(Tuesday, May 7, 1991)

The Senate met at 11:00 a.m. pursuant to adjournment and was called to order by the President.

The roll was called and the following Senators were present: Armbrister, Barrientos, Bivins, Brooks, Brown, Carriker, Dickson, Ellis, Glasgow, Green, Haley, Harris of Tarrant, Harris of Dallas, Henderson, Johnson, Krier, Leedom, Lucio, Lyon, Moncrief, Montford, Parker, Ratliff, Rosson, Sibley, Sims, Tejeda, Truan, Turner, Whitmire, Zaffirini.

A quorum was announced present.

The Reverend John Carlton Gilbert, First United Methodist Church, Austin, offered the invocation as follows: